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AF/3753 JMW  
Response Under 37 C.F.R. § 1.116  
Expedited Procedure  
Examining Group 3700

PATENT  
ATTORNEY DOCKET NO.: 041781-5027

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Hsin-Tsai WU ) Confirmation No.: 5487  
Application No.: 10/073,356 ) Group Art Unit: 3753  
Filed: February 13, 2002 ) Examiner: J. Rivell  
For: AIR VALVE CAPABLE OF )  
PREVENTING AIR LEAKAGE WHEN )  
A CONNECTION HEAD OF AN )  
INFLATION DEVICE IS REMOVED )  
                                )

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
**Customer Window, Mail Stop AF**  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

Sir:

**RESPONSE AND REQUEST FOR RECONSIDERATION**  
**UNDER 37 C.F.R. § 1.116 TRANSMITTAL FORM**

1. Transmitted herewith is a Request for Reconsideration responding to the Final Office Action dated October 8, 2004.
2. Additional papers enclosed:

- Drawings:  Formal (Replacement Sheet)  Informal  
 Information Disclosure Statement  
 Form PTO-1449, \_\_\_\_ references included  
 Citations  
 Declaration of Biological Deposit  
 Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

- Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months <u>Requested</u>	Fee for <u>Extension</u>	[Fee for Small Entity]
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 430.00	\$ 215.00
<input type="checkbox"/> three months	\$ 980.00	\$ 490.00
<input type="checkbox"/> four months	\$ 1,530.00	\$ 765.00

Extension of time fee due with this request: \$\_\_\_\_\_.

- An extension for \_\_\_\_\_ months has already been secured and the fee paid therefor of \$\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

4. Constructive Petition

- EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	5	minus	20	0	x \$18 each=	+\$ 0.00
Independent Claims (37 C.F.R. §1.16(b))	5	minus	3	0	x \$88 each=	+\$ 0.00
[ ] First presentation of Multiple dependent claim(s)					\$300.00	+\$ 0.00
SUB-TOTAL =						\$ 0.00
Reduction by ½ for filing by a small entity						-\$ 0.00
TOTAL FEE =						\$ 0.00

6. Fee Payment

- No fee is to be paid at this time.
- The Commissioner is hereby authorized to charge Deposit Account No. 50-0310 in the amount of \$ \_\_\_\_\_ for the \_\_\_-month extension of time fee.
- The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated November 30, 2004 .  
By: Mary Jane Boswell  
Mary Jane Boswell  
Reg. No. 33,652

**CUSTOMER NO. 09629**  
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**RESPONSE AND REQUEST FOR RECONSIDERATION**  
**UNDER 37 C.F.R. § 1.116**

In response to the Final Office Action dated October 8, 2004, the period for response to which extends through January 8, 2005, entry of the following amendments is respectfully requested to place the application in clear condition for allowance or, alternatively, in better form for appeal.